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Dated: May 5, 2005

Signature: Rhonda L. Mason

(Rhonda L. Mason)

Patent

Docket No. 511582005020



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Aya JAKOBOVITS et al.

Serial No.: 10/776,773

Filing Date: February 10, 2004

For: NUCLEIC ACID AND
CORRESPONDING PROTEIN NAMED
158P1D7 USEFUL IN THE
TREATMENT AND DETECTION OF
BLADDER AND OTHER CANCERS

Examiner: Not Yet Assigned

Group Art Unit: 1632

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of the documents were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related applications Serial Number 10/277,292, filed October 21, 2002, and Serial Number 10/280,340, filed October 25, 2002, and, accordingly, copies are not included herewith. This protocol conforms with 37 C.F.R. § 1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of __ is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.,
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of __ is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist;

(iii) the information, protocols, results and the like reported by third parties are accurate or enabling;
or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 511582005020.

Dated: May 5, 2005

Respectfully submitted,

By 

James J. Mullen, III

Registration No.: 44,957

MORRISON & FOERSTER LLP

3811 Valley Centre Drive

Suite 500

San Diego, California 92130-2332

(858) 720-7940

MAY 09 2005

ALTERNATIVE TO PTO/SB/08a/b (06-03)

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	2	Attorney Docket Number	511582005020
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Complete if Known

Application Number	10/776,773
Filing Date	February 10, 2004
First Named Inventor	Aya JAKOBOVITS
Art Unit	1632
Examiner Name	Not Yet Assigned

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1.	US-2002/192678	12/2002	Chen	
	2.	US-2003/199470	10/2003	Hubert et al.	
	3.	US-2003/207835	11/2003	Hubert et al.	
	4.	US-2004/0033504	02/2004	Agarwal et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	5.	EP-1033401	09/2000			
	6.	EP-1074617	02/2001			
	7.	WO-01/02568	01/2001			
	8.	WO-01/51628	07/2001			
	9.	WO-01/57188	08/2001			
	10.	WO-01/81363	11/2001			
	11.	WO-02/02772	01/2002			
	12.	WO-02/16593	02/2002			
	13.	WO-02/20569	03/2002			
	14.	WO-02/20756	03/2002			
	15.	WO-02/26826	04/2002			
	16.	WO-02/29038	04/2002			
	17.	WO-02/59377	08/2002			
	18.	WO-03/003906	01/2003			
	19.	WO-03/004989	01/2003			
	20.	WO-03/029271	04/2003			
	21.	WO-03/035831	05/2003			

*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	22.	Burchardt et al., Clinical Chemistry (2000) 46(5):595-605	
	23.	Database EMBL, 27 January 2000, "Homo sapiens mRNA; cDNA DKFZp56401278", Database accession no. AL137517, XP002206400	
	24.	Database EMBL, 25 March 2000, "Human DNA sequence from clone RP11-272M24 on chromosome 13", Database accession no. AL162373, XP002206149, positions 2090-4650	
	25.	International Search Report for PCT/US01/26276, mailed on 27 August 2002, 7 pages	

Examiner Signature	Date Considered
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sd-257151

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/776,773
				Filing Date	February 10, 2004
				First Named Inventor	Aya JAKOBOVITS
				Art Unit	1632
				Examiner Name	Not Yet Assigned
Sheet	2	of	2	Attorney Docket Number	511582005020

	26.	International Search Report for PCT/US2004/003984, mailed on 19 November 2004, 9 pages	
	27.	Lazar et al., Molecular and Cellular Biology (1988) 8(3):1247-1252	
	28.	Ravaioli et al., Cell Proliferation (1998) 31(3-4):113-126	

*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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